



# 2008 Corporation License Tax Return

**C**  
**MONTANA**  
Form CLT-4  
Rev. 6-08

For calendar year 2008 or tax year beginning (MM-DD) \_\_\_\_ - \_\_\_\_ - **08** and ending (MM-DD-YY) \_\_\_\_ - \_\_\_\_ - \_\_\_\_

Check if applicable:

- ☐ Initial Return  
☐ Final Return  
☐ Amended Return  
☐ Refund Return

Corporation Name

Mailing Address

If new address check here ☐

City

State

Zip+4

FEIN

Federal Business Code

Incorporated in State of

Date

Date Qualified in Montana

☐ Check this box if you do not need the Montana corporation license tax return and instructions sent to you next year.

**Copy of signed Federal Form 1120 as filed with the Internal Revenue Service must be attached**

## Part I - Filing Method.

1. Check this box if you are exempt from tax under the provision of Public Law 86-272. .... 1. ☐  
If checked, Schedule K must be completed and attached to your return and skip questions 2 through 5 of this part.
2. Are you a member (parent or subsidiary) of a consolidated group for federal purposes? ..... ☐ Yes ☐ No
3. Are you filing a combined return for Montana purposes? ..... ☐ Yes ☐ No  
If "Yes," enter the number of entities with Montana activity included in this return. ....
4. If you answered "Yes" to questions 2 or 3 above, then check one of the following filing methods and attach Schedule M:
  - a. Separate Company ☐
  - b. Separate Accounting ☐
  - c. Worldwide Combination ☐
  - d. Domestic Combination ☐
  - e. Limited Combination ☐
  - f. Water's Edge ☐  
(You must have a valid election and Schedule WE must be attached.)
5. If you answered "Yes" to questions 2 or 3 above, you must attach pages 1 through 4 of the parent's consolidated federal Form 1120 that you filed with the Internal Revenue Service, and enter:
  - a. U.S. parent's name as reported on federal tax return .....
  - b. U.S. parent's FEIN .....

## Part II - Amended Return Only. Check all that apply.

- a. Federal Revenue Agent Report; a complete copy of this report must be attached ..... a. ☐
- b. NOL carryback/carryforward; year(s) of loss ..... b. ☐
- c. Apportionment factor changes; attach a statement explaining all adjustments in detail ..... c. ☐
- d. Amended federal tax return (Form 1120X); a complete copy of the federal Form 1120X must be attached ..... d. ☐
- e. Application and/or change in tax credit; type of credit being claimed ..... e. ☐
- f. Other; attach a statement explaining all adjustments in detail ..... f. ☐

## Part III - General Questions. All questions must be answered.

- a. Describe in detail the nature and location(s) of your Montana activities (if necessary, provide the description on an additional page). .....
- b. Is this your corporation's first Montana tax return? ..... ☐ Yes ☐ No  
If this corporation is a successor to your previously existing business, enter:  
Name: ..... and FEIN: .....
- c. Is this your corporation's final Montana tax return? ..... ☐ Yes ☐ No  
If "Yes," indicate whether your corporation has:  
☐ Withdrawn; ☐ Merged (please attach detailed statement);  
☐ Dissolved (please attach detailed statement); ☐ Reorganized (please attach detailed statement).  
Date of withdrawal, dissolution, merger, or reorganization .....  
If applicable, enter the successor's name: ..... and FEIN: .....
- d. For any tax period(s), has the Internal Revenue Service issued an official notice of change or correction that you have not filed with the Montana Department of Revenue? ..... ☐ Yes ☐ No  
If "Yes," indicate what period(s) .....
- e. Are any statute of limitation waivers currently in force that have been executed with the Internal Revenue Service? ..... ☐ Yes ☐ No  
If "Yes," which taxable year(s) are covered and what are the expiration date(s) of the waiver(s)? .....

**Part III - continued**

- f. Have you filed an amended federal return for any of the last five taxable periods? ..... ☐ Yes ☐ No  
If "Yes," for which years have you filed amended Montana returns? \_\_\_\_\_
- g. Did an individual at the end of the taxable year own, directly or indirectly, 50% or more of the voting stock of this corporation? If "Yes," enter name: \_\_\_\_\_ % of ownership: \_\_\_\_\_ ☐ Yes ☐ No
- h. Did a partnership, corporation, estate or trust at the end of the taxable year own, directly or indirectly, 50% or more of the voting stock of this corporation? ..... ☐ Yes ☐ No  
If "Yes," enter name: \_\_\_\_\_ % of ownership: \_\_\_\_\_
- i. If the answer to question (g) or (h) is "Yes," did the same individual, partnership, corporation, estate or trust at the end of the taxable year also own, directly or indirectly, 50% or more of the voting stock of another (brother-sister) corporation? ..... ☐ Yes ☐ No
- j. Did this corporation or any member of the consolidated group own, directly or indirectly, 50% or more of the outstanding voting stock of a domestic corporation that is not included in the consolidated group? ..... ☐ Yes ☐ No
- k. Did this corporation or any member of the consolidated group own, directly or indirectly, 50% or more of the outstanding voting stock of a foreign corporation? ..... ☐ Yes ☐ No
- l. Was your corporation owned 50% or more, directly or indirectly, by a corporation or entity that was organized or incorporated outside the U.S.? ..... ☐ Yes ☐ No
- If you answered "Yes" to any of the above questions (h) through (l), you will need to complete and attach Schedule M.**

**Part IV - Reporting of Special Transactions.**

Check "Yes" if you filed any of the following forms with the Internal Revenue Service.

You will need to attach to your Montana tax return a complete copy of any of these applicable forms.

- a. **I filed federal Form 8918 – Material Advisor Disclosure Statement with the Internal Revenue Service.** ☐ Yes ☐ No  
Form 8918 is required to be filed by material advisors to any reportable transactions.
- b. **I filed federal Form 8824 – Like-Kind Exchanges with the Internal Revenue Service.** ☐ Yes ☐ No  
Check "Yes" if your like-kind exchange includes Montana property.  
Form 8824 is used to report each exchange of business or investment property for property of a like-kind.
- c. **I filed federal Form 8865 – Return of U.S. Persons With Respect to Certain Foreign Partnerships with the Internal Revenue Service.** ☐ Yes ☐ No  
Form 8865 is used to report the information required under 26 USC 6038 (reporting with respect to controlled foreign partnerships), section 6038B (reporting of transfers to foreign partnerships), or section 6046A (reporting of acquisitions, dispositions, and changes in foreign partnership interest.)
- d. **I filed federal Form 8886 – Reportable Transaction Disclosure Statement with the Internal Revenue Service.** ☐ Yes ☐ No  
Form 8886 is used to disclose information for each reportable transaction in which you participated.

**Declaration** - Under penalties of perjury, I, the undersigned officer of the corporation, declare that to the best of my knowledge and belief, this return and accompanying schedules are a true, correct, and complete return made in good faith for the income period stated above, pursuant to Montana corporation license tax law and regulations.

Signature of officer		Date
Print name of officer	Title	Telephone number, ext.
Preparer's name	Firm's name	Date
Preparer's identification number		Telephone number

☐ Check here to authorize the Montana Department of Revenue to discuss your return with the individual/preparer listed above.

**Mail to:** Montana Department of Revenue, PO Box 8021, Helena, MT 59604-8021

**Computation of Montana Taxable Income and Net Amount Due**1. Taxable income reported on your federal return (line 28) (attach a copy of signed federal Form 1120) ..... 1. **2. Additions:**

2a. State, local, foreign and franchise taxes based on income (attach breakdown of your Form 1120, line 17) ..... 2a.

2b. Federal tax exempt interest ..... 2b.

2c. Contributions used to compute qualified endowment credit ..... 2c.

2d. Income/loss of foreign parent and foreign subsidiaries for worldwide combined filers ..... 2d.

2e. Income/loss of unitary corporations not included in federal consolidated return ..... 2e.

2f. Extraterritorial income exclusion ..... 2f.

2g. Deemed dividends - Water's Edge filers only. (attach Schedule WE) ..... 2g.

2h. Income/loss of corporations incorporated in tax havens—Water's Edge filers only ..... 2h.

2i. Federal capital loss carry-over utilized on federal return ..... 2i.

2j. All of your other additions (attach a detailed breakdown) ..... 2j.

Add lines 2a through 2j and enter the result. **This is the total of your additions** ..... 2.

**3. Reductions:**

3a. IRC Section 243 dividend received deduction ..... 3a.

3b. Nonbusiness income (attach a detailed breakdown) ..... 3b.

3c. Montana recycling deduction (attach Form RCYL) ..... 3c.

3d. Income/loss of nonunitary corporations included in federal consolidated return ..... 3d.

3e. Income/loss of 80/20 companies—Water's Edge filers only ..... 3e.

3f. Capital loss incurred in current year (attach federal Schedule D) ..... 3f.

3g. All of your other reductions (attach a detailed breakdown) ..... 3g.

Add lines 3a through 3g and enter the result. This is the total of your reductions ..... 3.

4. Add lines 1 and 2, then subtract line 3 and enter the result. **This is your adjusted taxable income** ..... 4.

5. Income apportioned to Montana (multiply line 4 X \_\_\_\_\_ % from Schedule K, line 5) and enter the result ..... 5.

**Combined filers must use the schedule included in the instructions on page XX.**

6. Enter the income that you allocated directly to Montana (attach a detailed breakdown) ..... 6.

7. Montana taxable income before net operating loss (add lines 5 and 6 or enter amount reported on line 4) ..... 7.

If line 7 is a loss, do you wish to forego the net operating loss carry-back provision? ☐ Yes ☐ No

Note: If you have reported a loss on line 7 and have not checked either box, the loss has to be carried back first..

8. Enter your Montana net operating loss carried over to this period (attach a detailed schedule) ..... 8.

9. Subtract line 8 from line 7 and enter the result here. **This is your Montana taxable income** ..... 9.

10. Multiply line 9 by 6.75% (or line 9 by 7% if you have a valid Water's Edge election). **This is your Montana tax liability** ..... 10.

Note: This amount cannot be less than the minimum tax liability of \$50.

☐ Check this box if you are calculating your tax liability using the Alternative Tax method.**11. Payments:**

11a. 2007 overpayment ..... 11a.

11b. Tentative payment ..... 11b.

11c. Quarterly estimated tax payments ..... 11c.

11d. Montana mineral royalty tax withheld (attach Form(s) 1099) ..... 11d.

11e. All other payments. Describe ..... 11e.

11f. Previously issued refunds. Describe ..... 11f. (  )

Add lines 11a through 11f and enter the result. **This is the total of your payments** ..... 11.

12. Enter total credits (from Schedule C) ..... 12.

13. Add lines 11 and 12, then subtract from line 10 and enter result. **This is your tax due or <overpayment>** ..... 13.

14. Enter the amount of overpayment that you want to be applied to your 2009 estimated tax ..... 14.

15. Add lines 13 and 14 and enter the result. **This is your net tax due or <overpayment>** ..... 15.

16. Enter interest on all the tax paid after the due date, calculated at 12% per year, on a daily basis ..... 16.

17. Enter estimated tax underpayment interest (attach Form CLT-4-UT) ..... 17.

☐ Check this box if you are using the annualized income or adjusted seasonal income method.**18. Penalty:**

18a. Enter your late filing penalty (see instructions) ..... 18a.

18b. Enter your late payment penalty (see instructions) ..... 18b.

Add lines 18a and 18b and enter the result. **This is your total penalty** ..... 18.

19. Add lines 15 through 18 and enter the result on line 19a or 19b below.

19a. If the result is positive, enter the amount due here. **This is your total amount due** ..... 19a. Attach your remittance payable to Montana Department of Revenue or visit our website at [mt.gov/revenue/](http://mt.gov/revenue/) for electronic payment options.19b. If the result is negative, enter the refund due here. **This is your total refund** ..... 19b. (  )

If you wish to use direct deposit for your refund, enter your bank routing and account numbers below.

RTN#

ACCT#

☐ Checking  
☐ Savings

**Schedule K - Apportionment Factors for Multi-state Taxpayers**

Enter dollar values in columns A and B. Enter percentages in column C.

A. Everywhere	B. Montana	C. Factor
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**1. Property Factor:** Enter average values for real and tangible personal property

1a. Land.....	1a.		
1b. Buildings.....	1b.		
1c. Machinery.....	1c.		
1d. Equipment.....	1d.		
1e. Furniture and fixtures.....	1e.		
1f. Leased property.....	1f.		
1g. Inventories.....	1g.		
1h. Depletable assets.....	1h.		
1i. Supplies and other.....	1i.		
1j. Property of foreign subsidiaries included in combined unitary group ...	1j.		
1k. Property of unconsolidated subsidiaries included in combined unitary group .....	1k.		
1l. Property of pass-through entities included in combined unitary group ..	1l.		
1m. Multiply amount of rents by 8 and enter result.....	1m.		
<b>Total Property Value</b> - add lines 1a through 1m			

Take the total in column B and divide it by the total in column A. Multiply that result by 100 and enter the result. **This is your property factor** .....1.   %

**2. Payroll Factor:**

2a. Compensation of officers.....	2a.		
2b. Salaries and wages .....	2b.		
Payroll included in:			
2c. Costs of goods sold.....	2c.		
2d. Other deductions.....	2d.		
2e. Payroll of foreign subsidiaries included in combined unitary group.....	2e.		
2f. Payroll of unconsolidated subsidiaries included in combined unitary group .....	2f.		
2g. Payroll of pass-through entities included in combined unitary group ..	2g.		
<b>Total Payroll Value</b> - add lines 2a through 2g			

Take the total in column B and divide it by the total in column A. Multiply that result by 100 and enter the result. **This is your payroll factor** .....2.   %

**3. Sales (Gross Receipts) Factor:**

3a. Gross sales, less returns and allowances .....	3a.		
3b. Sales delivered or shipped to Montana purchasers:			
(1) Shipped from outside Montana .....	3b.(1)		
(2) Shipped from within Montana.....	3b.(2)		
3c. Sales shipped from Montana to:			
(1) United States Government.....	3c.(1)		
(2) Purchasers in a state where the taxpayer is not taxable.....	3c.(2)		
3d. Sales other than sales of tangible personal property (i.e. service income).....	3d.		
3e. Less: Intercompany sales.....	3e.	( )	( )
3f. Net gains reported on federal Schedule D and federal Form 4797 .....	3f.		
3g. Other gross receipts (rents, royalties, interest, etc.).....	3g.		
3h. Sales (receipts) of foreign subsidiaries included in combined unitary group .....	3h.		
3i. Sales (receipts) of unconsolidated subsidiaries included in combined unitary group.....	3i.		
3j. Sales (receipts) of pass-through entities included in combined unitary group .....	3j.		
3k. Less: Other intercompany transactions .....	3k.	( )	( )
<b>Total Sales Value</b> - add lines 3a through 3k			

Take the total in column B and divide it by the total in column A. Multiply that result by 100 and enter the result. **This is your sales factor** .....3.   %

4. Add the percentages on lines 1, 2, and 3 in column C. **This is the sum of your factors**.....4.   %

5. Divide the total percentage on line 4, column C, by the number of factors that can be included in the calculation. If there is a value in column A for a factor category (Property, Payroll, or Sales), the factor is included in the calculation (see instructions).

Enter the results here and also insert in Form CLT-4, page 3, line 5. **This is your apportionment factor** .....5.   %

**Schedule C - Tax Credits**

Type of Credit	Column A Current Year Earned	Column B Total Available	Column C Current Year Applied
1. New/Expanded Industry Credit			
2. Interest Differential Credit			
3. Montana Dependent Care Assistance Credit (attach Form DCAC)			
4. Montana College Contribution Credit (attach Form CC)			
5. Health Insurance for Uninsured Montanans Credit (attach Form HI)			
6. Montana Recycle Credit (attach Form RCYL)			
7. Alternative Energy Production Credit (attach Form AEPC)			
8. Contractor's Gross Receipts Tax Credit (attach supporting schedule)			
9. Alternative Fuel Credit (attach Form AFCR)			
10. Infrastructure Users Fee Credit			
11. Qualified Endowment Credit (attach Form QEC)			
11a. Qualified Endowment Credit Recapture			( )
12. Historical Buildings Preservation Credit (attach federal Form 3468)			
12a. Historical Buildings Preservation Credit Recapture			( )
13. Increase Research and Development Activities Credit (attach Form RSCH)			
14. Mineral Exploration Incentive Credit (attach Form MINE-CRED)			
15. Empowerment Zone Credit			
16. Film Production Credit (attach Form FPC)			
16a. Film Production Credit Recapture			( )
17. Biodiesel Blending and Storage Credit (attach Form BBSC)			
17a. Biodiesel Blending and Storage Credit Recapture			( )
18. Oilseed Crushing and Biodiesel/Biolubricant Production Credit (attach Form OSC)			
18a. Oilseed Crushing and Biodiesel/Biolubricant Production Credit Recapture			( )
19. Geothermal System Credit (attach Form ENRG-A)			
20. Insure Montana Small Business Health Insurance Credit			
<b>NEW</b> 21. Temporary Emergency Lodging Credit (attach Form TELC)			
22. Add totals of lines 1 through 21 and enter the result here. <b>This is the total of your credits.</b> Enter the total in column C on Form CLT-4, page 3, line 12.			

To receive these credits, you will have to attach this Schedule C and the applicable credit forms or other required information.

## Schedule M - Affiliated Entities

Complete the schedules below if your corporation has an affiliated relationship with another business entity. Please note that both schedules must be completed if your corporation is a member of a U.S. consolidated group and has affiliated relationships with other business entities.

## 1. Members of a U.S. Consolidated Group

Please include your information in the following schedule for all members of your U.S. consolidated group. Attach a separate sheet if necessary.

[illegible]

## 2. Affiliated Entities

Please include information in the following schedule for all business entities that are not included in the U.S. consolidated group; i.e. partnerships, limited liability companies, foreign subsidiaries owned greater than 50%, unconsolidated subsidiaries owned greater than 50%. Please include entities that are owned by your corporation and entities that are owned by all members of your U.S. consolidated group. Attach a separate sheet if necessary.

[illegible]



## Schedule K-COMBINED

### Apportionment Factors for Combined Filers

	Everywhere Activity	Montana Separate Company Activity	
		Corporation A	Corporation B
<b>1. Property Factor</b> (Enter average values for real and tangible personal property)			
(1) Land			
(2) Buildings			
(3) Machinery			
(4) Equipment			
(5) Furniture & fixtures			
(6) Leased property			
(7) Inventories			
(8) Depletable assets			
(9) Supplies and other			
(10) Property of foreign subsidiaries included in combined unitary group			
(11) Property of unconsolidated subsidiaries included in combined unitary group			
(12) Property of pass-through entities included in combined unitary group			
(13) Multiply amount of rents by 8 and enter result			
a. Total Montana average property (Add lines (1) through (13) above)			
b. Total Everywhere average property (Enter in each column the total of lines (1) thru (13) in the Everywhere column.)			
c. Separate company Property Factor (Divide line 1a by line 1b and multiply the result by 100.)			
d. Total Property Factor (Add columns on line 1c.)			
<b>2. Payroll Factor</b>			
(1) Compensation of officers			
(2) Salaries and wages			
Payroll included in:			
(3) Costs of goods sold			
(4) Other deductions			
(5) Payroll of foreign subsidiaries included in combined unitary group			
(6) Payroll of unconsolidated subsidiaries included in combined unitary group			
(7) Payroll of pass-through entities included in combined unitary group			
a. Total Montana payroll (Add lines (1) through (7) above)			
b. Total Everywhere payroll (Enter in each column the total of lines (1) through (7) in the Everywhere column.)			
c. Separate company Payroll Factor (Divide line 2a by line 2b and multiply the result by 100.)			
d. Total Payroll Factor (Add columns on line 2c.)			
<b>3. Sales Factor</b>			
(1) Gross sales, less returns and allowances			
Sales delivered or shipped to Montana purchasers:			
(2) Shipped from outside Montana			
(3) Shipped from within Montana			
Sales shipped from Montana to:			
(4) United States Government			
(5) Purchasers in a state where the taxpayer is not taxable			
(6) Sales other than sales of tangible personal property (i.e. service income)			
(7) Less: Intercompany sales	( )	( )	( )
(8) Net gains reported on federal Schedule D and federal Form 4797			
(9) Other gross receipts (rents, royalties, interest, etc)			
(10) Sales (receipts) of foreign subsidiaries included in combined unitary group			
(11) Sales (receipts) of unconsolidated subsidiaries included in combined unitary group			
(12) Sales (receipts) of pass-through entities included in combined unitary group			
(13) Less: Other intercompany transactions	( )	( )	( )
a. Total Montana sales (Add lines (1) through (13) above)			
b. Total Everywhere sales (Enter in each column the total of lines (1) through (13) in the Everywhere column.)			
c. Separate company Sales Factor (Divide line 3a by line 3b and multiply the result by 100.)			
d. Total Sales Factor (Add columns on line 3c.)			
<b>4. Sum of the Factors</b>			
(Add lines 1c, 2c, and 3c for each corporation.)			
<b>5. Apportionment Factor</b>			
a. Separate company Apportionment Factor (See instructions.)			
b. Total Apportionment Factor (Add columns on line 5a. Enter here and in line 5, page 3, of the CLT-4.)			
<b>6. Montana Taxable Income</b>			
a. Montana adjusted taxable income. (Enter the amount from CLT-4, page 3, line 4.)			
b. Income apportioned to Montana (In each column, multiply line 5a by line 6a.)			
c. Income directly allocated to Montana			
d. Montana taxable income before net operating loss (In each column, add lines 6b and 6c.)			
e. Montana net operating loss (NOL) carryover on a separate company basis	( )	( )	
<b>Total NOL carryover</b> (Add columns on line 6e. Enter this amount on line 8, page 3 of the CLT-4.)			( )
f. Montana taxable income (Subtract line 6e from line 6d and enter result.)			
g. Total Montana Taxable Income			
(Add all columns on line 6f and enter result. This should equal line 9, page 3 of the CLT-4.)			

## Schedule WE - Water's Edge Schedule

## Part I. Water's Edge Election

1. Enter the tax periods for which a valid water's edge election has been approved. \_\_\_\_\_

## Part II. Calculation of Deemed Dividends Received from Corporations Incorporated Outside of the United States

1. Enter the positive federal line 30 income of your 80/20 companies. (See instructions).....1. \_\_\_\_\_
2. Enter your consolidated 1120 positive federal line 30 income. (See instructions).....2. \_\_\_\_\_
3. Divide the amount on line 1 by the amount on line 2. This is the ratio of your 80/20 positive income to your consolidated 1120 positive income. ....3. \_\_\_\_\_
4. Enter the tax liability, after tax credits, that you reported on your consolidated 1120. ....4. \_\_\_\_\_
5. Multiply line 3 by line 4. This is the federal tax liability associated with your 80/20 companies. ....5. \_\_\_\_\_
6. Enter the section 78 gross-up received by your 80/20 companies (attach schedule)....6. \_\_\_\_\_
7. Subtract the total of lines 5 and 6 from line 1 and enter the result. This is the after-tax net income of your 80/20 companies.....7. \_\_\_\_\_
8. Enter the after-tax net income of all unconsolidated 80/20 companies.....8. \_\_\_\_\_
9. Enter the after-tax net income of your U.S. possession companies.....9. \_\_\_\_\_
10. Add lines 7, 8, and 9 and enter the result. This is your total after-tax net income.....10. \_\_\_\_\_
11. Multiply line 10 by 20% and enter the result here and on line 2(g) of Form CLT- 4, page 3. This is your 20% deemed dividend..... 11. \_\_\_\_\_

**Part III. List your 80/20 Companies.** Attach a separate sheet if necessary.

[illegible]

**Part IV. List your Controlled Foreign Corporations.** Attach a separate sheet if necessary.

[illegible]